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Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

March 9, 2010

Certified Return Receipt
7003 2260 0002 0247 9321

Audrey Graham
Chairman, Grand County Council
125 East Center Street
Moab, Utah 84532

Subject: Approval of PR Springs Notice of intention to Commence Large Mining Operations, Earth Energy Resources, PR Springs Mine, M/047/0090, Uintah and Grand Counties, Utah

Dear Ms. Graham:

On September 19, 2009, the Division of Oil, Gas and Mining conditionally approved the Notice of Intention to Commence Large Mining Operations for the PR Springs mine in Grand and Uintah counties. This mine straddles the boundary between the counties, but most of the proposed operation is in Uintah County.

We are required to notify local government agencies of tentative approvals of large mines, and we failed to provide this notification to Grand County. Please find enclosed a copy of the notice you should have received last May.

I apologize for this oversight.

While the mine has received conditional approval, the operator has yet to provide a reclamation surety and begin construction of the mine. In addition, the State rules related to the Mined Land Reclamation Act contain the following provision:

R647-1-102.3 The approval or acceptance of a complete notice of intention shall not relieve an operator from his responsibility to comply with the applicable statutes, rules, regulations, and ordinances of all local, state and federal agencies with jurisdiction over any aspect of the operator's mining operations . . .



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The mine plan is available for review from our Web site at <https://fs.ogm.utah.gov/FILES/MINERALS/PERMITS/047/M0470090/2009/NOI/09192009apv/0001.pdf>. To access this information, the user name and password are both ogmguest. Some information in the plan is classified as confidential and is not publicly available.

Please let me know if you have comments or concerns about the mine. Please provide these comments no later than April 12, 2010. The Division of Oil, Gas and Mining has authority to require changes to the plan if they are needed. You can contact me at the address shown on this letter, by telephone at 801-538-5261, or by e mail at paulbaker@utah.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'P B Baker', written in a cursive style.

Paul B. Baker
Minerals Program Manager

PBB:pb

Enclosure: Public Notice and Conditional Approval Letter

cc: Barclay.Cuthbert@earthenergyresources.com

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